

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

against

ALBERTO WILLIAM VILAR, a/k/a “Albert Vilar,” and GARY ALAN TANAKA,

Defendants.

S3 05 Cr. 621 (RJS)

ECF CASE

NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the accompanying Memorandum of Law, Defendant Gary Alan Tanaka, by his attorneys, will move this Court before the Hon. Richard J. Sullivan, United States District Judge for the Southern District of New York, located at 500 Pearl Street, New York, New York, at a date and time to be fixed by the Court, for an Order Precluding the Government from Introducing or Otherwise Using “Tainted” Evidence, and for such other and further relief this Court deems just and proper.

Dated: July 31, 2008
New York, New York

By: /s/ Glenn C. Colton

Glenn C. Colton (GC-2493)
Jessica L. Margolis (JM-7786)
WILSON SONSINI GOODRICH & ROSATI
PROFESSIONAL CORPORATION
1301 Avenue of the Americas – 40th Floor
New York, New York 10019
Tel: 212.999.5800

*Attorneys for Defendant
Gary Alan Tanaka*